

House Amendment 1210

PAG LIN

1 1 Amend House File 793 as follows:
1 2 #1. By striking everything after the enacting
1 3 clause and inserting the following:
1 4 <Section 1. Section 52.7, Code 2005, is amended by
1 5 striking the section and inserting in lieu thereof the
1 6 following:
1 7 52.7 CONSTRUCTION OF MACHINE APPROVED ==
1 8 REQUIREMENTS.
1 9 1. A voting machine approved by the state board of
1 10 examiners for voting machines and electronic voting
1 11 systems shall meet all of the following requirements:
1 12 a. Provide facilities for voting for the
1 13 candidates of at least seven different political
1 14 parties or nonparty political organizations.
1 15 b. Permit a voter to vote for any person for any
1 16 office, although not nominated as a candidate by any
1 17 party or organization.
1 18 c. Permit voting in absolute secrecy.
1 19 d. Prevent voting for more than one person for the
1 20 same office, except where a voter is lawfully entitled
1 21 to vote for more than one person for that office.
1 22 e. Afford a voter an opportunity to vote for any
1 23 or all persons for that office as the voter is by law
1 24 entitled to vote for and no more, at the same time
1 25 preventing a voter from voting for the same person
1 26 twice.
1 27 f. Provide a voter with an opportunity to change a
1 28 vote before the ballot is recorded and counted.
1 29 g. Present together the names of each team of
1 30 candidates for president and vice president and for
1 31 governor and lieutenant governor. The votes for a
1 32 team shall be counted as a vote for both candidates of
1 33 the team.
1 34 h. Provide a voter with a method for casting
1 35 write-in votes for paired offices so that the voter
1 36 can specify one person as a candidate for president or
1 37 for governor and one person as a candidate for vice
1 38 president or for lieutenant governor.
1 39 i. Accurately account for every vote cast upon it.
1 40 j. Remove information from the ballot identifying
1 41 the voter before the ballot is recorded and counted.
1 42 2. In addition to the requirements in subsection
1 43 1, a voting machine that is a direct recording
1 44 electronic device approved by the state board of
1 45 examiners for voting machines and electronic voting
1 46 systems shall meet all of the following requirements:
1 47 a. Permit straight party voting, pursuant to
1 48 section 49.94, for all political parties and nonparty
1 49 political organizations on the ballot.
1 50 b. Store an electronic image of each ballot cast
2 1 separate from the ballot tabulation function, which
2 2 ballot image may be reproduced on paper and considered
2 3 as evidence in the case of a recount, manual audit, or
2 4 machine malfunction.
2 5 c. Provide an individual paper record as provided
2 6 in section 52.7A.
2 7 Sec. 2. NEW SECTION. 52.7A DIRECT RECORDING
2 8 ELECTRONIC DEVICES == PAPER RECORD REQUIRED.
2 9 1. A voting machine that is a direct recording
2 10 electronic device shall be capable of producing an
2 11 individual paper record that the voter may review
2 12 before the voter casts the voter's ballot. The paper
2 13 record shall meet all of the following requirements:
2 14 a. Be printed on paper separate from all other
2 15 individual paper records.
2 16 b. Be readable by the voter without the use of an
2 17 electronic device. It may also be machine-readable by
2 18 an electronic voting system as described in section
2 19 52.26.
2 20 c. Not contain any information that will identify
2 21 the person who cast the ballot.
2 22 d. Be stored at the polling place in a secure
2 23 container. A voter shall not be permitted to remove
2 24 the individual paper record from the polling place.

2 25 2. After the polls close, the precinct election
2 26 officials shall seal all individual paper records in
2 27 the manner prescribed in section 50.12. The county
2 28 commissioner of elections shall preserve the sealed
2 29 individual paper records for twelve months following
2 30 the election, unless a longer period of time is
2 31 required, by rule, by the state commissioner of
2 32 elections.

2 33 3. The paper record produced pursuant to this
2 34 section may be considered as evidence in the event of
2 35 a recount, manual audit, or machine malfunction.

2 36 4. Until voting systems performance and test
2 37 standards relating to paper records required in
2 38 subsection 1 are adopted by the federal elections
2 39 assistance commission, the board of examiners shall
2 40 contract with a testing authority to examine any
2 41 direct recording electronic device that is capable of
2 42 producing a paper record when the board receives a
2 43 request for examination of such a device pursuant to
2 44 section 52.5. The fees of the testing authority shall
2 45 be paid by the person who requested the
2 46 certification.>

2 47 #2. By striking title page 1, line 1, through
2 48 title page 2, line 20, and inserting the following:
2 49 <An Act relating to the requirements for certain
2 50 voting machines used in the state.>

3 1 #3. By renumbering as necessary.

3 2

3 3

3 4

3 5 _____
3 5 ZIRKELBACH of Jones

3 6 HF 793.703 81

3 7 sc/gg/282